

THE NORTHERN TERRITORY OF AUSTRALIA

No. 17 of 1981

AN ACT

To amend the Jabiru Town Development Act

[Assented to 9 January 1981]

BE it enacted by the Legislative Assembly of the Northern Territory of Australia, with the assent as provided by the *Northern Territory (Self-Government) Act 1978* of the Commonwealth, as follows:

1. SHORT TITLE

This Act may be cited as the Jabiru Town Development Amendment Act 1980.

2. PRINCIPAL ACT

The Jabiru Town Development Act is in this Act referred to as the Principal Act.

3. DEFINITIONS

Section 3 of the Principal Act is amended by adding after the definition of "principal representative" the following definition:

"'utility service' means the supply of water, gas, electricity or other like service and the treatment and disposal of sewage, garbage and other waste products."

4. NEW SECTION

The Principal Act is amended by inserting after section 14 the following new section:

"14A. PERSONAL LIABILITY OF MEMBERS, &c., OF AUTHORITY

"A member or an officer or servant of the Authority is not rendered personally liable to any action, claim or demand arising from -

- (a) a matter or thing done, or a contract entered into, by the Authority in good faith, in pursuance of and for the purposes of this Act; or

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- (b) a matter or thing done or a contract entered into by a member, or an officer or servant of the Authority in good faith, in pursuance of and for the purposes of this Act and for and on behalf of the Authority."

5. POWERS OF THE AUTHORITY

Section 16 of the Principal Act is amended -

- (a) by omitting from sub-section (2)(a) all words after "provision" and substituting "of utility services";
- (b) by inserting in sub-section (2)(j) and (k) before "services" the words "utility and other"; and
- (c) by adding at the end thereof the following sub-section:

"(4) The Authority is not liable to any action, penalty, claim or demand arising from failure for whatever reason to supply or provide any utility service in part or at all or for supplying or providing such service in an irregular manner, nor shall the Authority be compellable in any Court to supply or provide a utility service to any person."

6. AGREEMENTS

Section 19 of the Principal Act is amended -

- (a) by omitting sub-section (1) and substituting the following sub-section:

"(1) The Authority may, for the purpose of exercising its powers or performing its functions, enter into an agreement with the Commonwealth, the Northern Territory, an authority established by the Commonwealth or the Northern Territory, a participating body or a person approved by the Minister."; and

- (b) by adding at the end thereof the following sub-section:

"(3) The Authority may enter into such agreements as are necessary or convenient for or in connection with or incidental to the performance of its functions and the exercise of its powers."